

Fill in this information to identify your case:

United States Bankruptcy Court for the:

EASTERN DISTRICT OF VIRGINIA

Case number (if known)

Chapter you are filing under:

☐ Chapter 7

☐ Chapter 11

☐ Chapter 12

☒ Chapter 13

☐ Check if this is an amended filing

Official Form 101

Voluntary Petition for Individuals Filing for Bankruptcy

02/20

The bankruptcy forms use *you* and *Debtor 1* to refer to a debtor filing alone. A married couple may file a bankruptcy case together—called a *joint case*—and in joint cases, these forms use *you* to ask for information from both debtors. For example, if a form asks, “Do you own a car,” the answer would be yes if either debtor owns a car. When information is needed about the spouses separately, the form uses *Debtor 1* and *Debtor 2* to distinguish between them. In joint cases, one of the spouses must report information as *Debtor 1* and the other as *Debtor 2*. The same person must be *Debtor 1* in all of the forms.

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

Part 1: Identify Yourself

About Debtor 1:

About Debtor 2 (Spouse Only in a Joint Case):

1. Your full name

Write the name that is on your government-issued picture identification (for example, your driver's license or passport).

Xavia

First name

Nefertiti

Middle name

Bring your picture identification to your meeting with the trustee.

Dawson

Last name and Suffix (Sr., Jr., II, III)

Desiree

First name

Yvonne

Middle name

McCrae

Last name and Suffix (Sr., Jr., II, III)

2. All other names you have used in the last 8 years

Include your married or maiden names.

Xavia Nefertiti Bishop-Dawson

Xavia Nefertiti Bishop Dawson

3. Only the last 4 digits of your Social Security number or federal Individual Taxpayer Identification number (ITIN)

xxx-xx-5842

xxx-xx-2036

Debtor 1 **Xavia Nefertiti Dawson**
Debtor 2 **Desiree Yvonne McCrae**

Case number (if known) _____

About Debtor 1:

About Debtor 2 (Spouse Only in a Joint Case):

4. Any business names and Employer Identification Numbers (EIN) you have used in the last 8 years

☒ I have not used any business name or EINs.

☒ I have not used any business name or EINs.

Include trade names and *doing business as* names

Business name(s)

Business name(s)

EIN

EIN

5. Where you live

**1229 Nelson Street Apt. A
Richmond, VA 23231**

Number, Street, City, State & ZIP Code

Richmond City

County

If your mailing address is different from the one above, fill it in here. Note that the court will send any notices to you at this mailing address.

Number, P.O. Box, Street, City, State & ZIP Code

If Debtor 2 lives at a different address:

Number, Street, City, State & ZIP Code

County

If Debtor 2's mailing address is different from yours, fill it in here. Note that the court will send any notices to this mailing address.

Number, P.O. Box, Street, City, State & ZIP Code

6. Why you are choosing this district to file for bankruptcy

Check one:

☒ Over the last 180 days before filing this petition, I have lived in this district longer than in any other district.

☐ I have another reason.
Explain. (See 28 U.S.C. § 1408.)

Check one:

☒ Over the last 180 days before filing this petition, I have lived in this district longer than in any other district.

☐ I have another reason.
Explain. (See 28 U.S.C. § 1408.)

Debtor 1 **Xavia Nefertiti Dawson**
Debtor 2 **Desiree Yvonne McCrae**

Case number (if known) _____

Part 2: Tell the Court About Your Bankruptcy Case

7. **The chapter of the Bankruptcy Code you are choosing to file under** *Check one.* (For a brief description of each, see *Notice Required by 11 U.S.C. § 342(b) for Individuals Filing for Bankruptcy (Form 2010)*). Also, go to the top of page 1 and check the appropriate box.
- ☐ Chapter 7
- ☐ Chapter 11
- ☐ Chapter 12
- ☒ Chapter 13
-
8. **How you will pay the fee** ☒ **I will pay the entire fee when I file my petition.** Please check with the clerk's office in your local court for more details about how you may pay. Typically, if you are paying the fee yourself, you may pay with cash, cashier's check, or money order. If your attorney is submitting your payment on your behalf, your attorney may pay with a credit card or check with a pre-printed address.
- ☐ **I need to pay the fee in installments.** If you choose this option, sign and attach the *Application for Individuals to Pay The Filing Fee in Installments* (Official Form 103A).
- ☐ **I request that my fee be waived** (You may request this option only if you are filing for Chapter 7. By law, a judge may, but is not required to, waive your fee, and may do so only if your income is less than 150% of the official poverty line that applies to your family size and you are unable to pay the fee in installments). If you choose this option, you must fill out the *Application to Have the Chapter 7 Filing Fee Waived* (Official Form 103B) and file it with your petition.
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9. **Have you filed for bankruptcy within the last 8 years?** ☒ No.
- ☐ Yes.
- | | | |
|----------------|------------|-------------------|
| District _____ | When _____ | Case number _____ |
| District _____ | When _____ | Case number _____ |
| District _____ | When _____ | Case number _____ |
-
10. **Are any bankruptcy cases pending or being filed by a spouse who is not filing this case with you, or by a business partner, or by an affiliate?** ☒ No
- ☐ Yes.
- | | |
|-----------------------------|---------------------------|
| Debtor _____ | Relationship to you _____ |
| District _____ | When _____ |
| Case number, if known _____ | |
| Debtor _____ | Relationship to you _____ |
| District _____ | When _____ |
| Case number, if known _____ | |
-
11. **Do you rent your residence?** ☐ No. Go to line 12.
- ☒ Yes. Has your landlord obtained an eviction judgment against you?
- ☒ No. Go to line 12.
- ☐ Yes. Fill out *Initial Statement About an Eviction Judgment Against You* (Form 101A) and file it with this bankruptcy petition.

Debtor 1 **Xavia Nefertiti Dawson**
Debtor 2 **Desiree Yvonne McCrae**

Case number (if known) _____

Part 3: Report About Any Businesses You Own as a Sole Proprietor**12. Are you a sole proprietor of any full- or part-time business?**☒ No. Go to Part 4.☐ Yes. Name and location of business

A sole proprietorship is a business you operate as an individual, and is not a separate legal entity such as a corporation, partnership, or LLC.

If you have more than one sole proprietorship, use a separate sheet and attach it to this petition.

Name of business, if any

Number, Street, City, State & ZIP Code

Check the appropriate box to describe your business:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ None of the above

13. Are you filing under Chapter 11 of the Bankruptcy Code and are you a small business debtor?For a definition of *small business debtor*, see 11 U.S.C. § 101(51D).

If you are filing under Chapter 11, the court must know whether you are a small business debtor so that it can set appropriate deadlines. If you indicate that you are a small business debtor, you must attach your most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. 1116(1)(B).

☒ No. I am not filing under Chapter 11.☐ No. I am filing under Chapter 11, but I am NOT a small business debtor according to the definition in the Bankruptcy Code.☐ Yes. I am filing under Chapter 11, I am a small business debtor according to the definition in the Bankruptcy Code, and I do not choose to proceed under Subchapter V of Chapter 11.☐ Yes. I am filing under Chapter 11, I am a small business debtor according to the definition in the Bankruptcy Code, and I choose to proceed under Subchapter V of Chapter 11.**Part 4: Report if You Own or Have Any Hazardous Property or Any Property That Needs Immediate Attention****14. Do you own or have any property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety? Or do you own any property that needs immediate attention?**☒ No.☐ Yes. What is the hazard?

If immediate attention is needed, why is it needed?

For example, do you own perishable goods, or livestock that must be fed, or a building that needs urgent repairs?

Where is the property?

Number, Street, City, State & Zip Code

Debtor 1 **Xavia Nefertiti Dawson**
Debtor 2 **Desiree Yvonne McCrae**

Case number (if known)

Part 5: Explain Your Efforts to Receive a Briefing About Credit Counseling

15. Tell the court whether you have received a briefing about credit counseling.

The law requires that you receive a briefing about credit counseling before you file for bankruptcy. You must truthfully check one of the following choices. If you cannot do so, you are not eligible to file.

If you file anyway, the court can dismiss your case, you will lose whatever filing fee you paid, and your creditors can begin collection activities again.

About Debtor 1:

You must check one:

- ☒ **I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.**

Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.

- ☐ **I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.**

Within 14 days after you file this bankruptcy petition, you **MUST** file a copy of the certificate and payment plan, if any.

- ☐ **I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.**

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

Your case may be dismissed if the court is dissatisfied with your reasons for not receiving a briefing before you filed for bankruptcy. If the court is satisfied with your reasons, you must still receive a briefing within 30 days after you file. You must file a certificate from the approved agency, along with a copy of the payment plan you developed, if any. If you do not do so, your case may be dismissed.

Any extension of the 30-day deadline is granted only for cause and is limited to a maximum of 15 days.

- ☐ **I am not required to receive a briefing about credit counseling because of:**
- ☐ **Incapacity.**
I have a mental illness or a mental deficiency that makes me incapable of realizing or making rational decisions about finances.
- ☐ **Disability.**
My physical disability causes me to be unable to participate in a briefing in person, by phone, or through the internet, even after I reasonably tried to do so.
- ☐ **Active duty.**
I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver credit counseling with the court.

About Debtor 2 (Spouse Only in a Joint Case):

You must check one:

- ☒ **I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.**

Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.

- ☐ **I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.**

Within 14 days after you file this bankruptcy petition, you **MUST** file a copy of the certificate and payment plan, if any.

- ☐ **I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.**

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- ☐ **I am not required to receive a briefing about credit counseling because of:**

- ☐ **Incapacity.**
I have a mental illness or a mental deficiency that makes me incapable of realizing or making rational decisions about finances.
- ☐ **Disability.**
My physical disability causes me to be unable to participate in a briefing in person, by phone, or through the internet, even after I reasonably tried to do so.
- ☐ **Active duty.**
I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver of credit counseling with the court.

Debtor 1 **Xavia Nefertiti Dawson**
Debtor 2 **Desiree Yvonne McCrae**

Case number (if known) _____

Part 6: Answer These Questions for Reporting Purposes

16. What kind of debts do you have?	16a.	Are your debts primarily consumer debts? <i>Consumer debts</i> are defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input type="checkbox"/> No. Go to line 16b. <input checked="" type="checkbox"/> Yes. Go to line 17.
	16b.	Are your debts primarily business debts? <i>Business debts</i> are debts that you incurred to obtain money for a business or investment or through the operation of the business or investment. <input type="checkbox"/> No. Go to line 16c. <input type="checkbox"/> Yes. Go to line 17.
	16c.	State the type of debts you owe that are not consumer debts or business debts _____ _____

17. Are you filing under Chapter 7?	<input checked="" type="checkbox"/> No.	I am not filing under Chapter 7. Go to line 18.
Do you estimate that after any exempt property is excluded and administrative expenses are paid that funds will be available for distribution to unsecured creditors?	<input type="checkbox"/> Yes.	I am filing under Chapter 7. Do you estimate that after any exempt property is excluded and administrative expenses are paid that funds will be available to distribute to unsecured creditors? <input type="checkbox"/> No <input type="checkbox"/> Yes

18. How many Creditors do you estimate that you owe?	<input type="checkbox"/> 1-49 <input checked="" type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999	<input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5001-10,000 <input type="checkbox"/> 10,001-25,000	<input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> More than 100,000
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19. How much do you estimate your assets to be worth?	<input checked="" type="checkbox"/> \$0 - \$50,000 <input type="checkbox"/> \$50,001 - \$100,000 <input type="checkbox"/> \$100,001 - \$500,000 <input type="checkbox"/> \$500,001 - \$1 million	<input type="checkbox"/> \$1,000,001 - \$10 million <input type="checkbox"/> \$10,000,001 - \$50 million <input type="checkbox"/> \$50,000,001 - \$100 million <input type="checkbox"/> \$100,000,001 - \$500 million	<input type="checkbox"/> \$500,000,001 - \$1 billion <input type="checkbox"/> \$1,000,000,001 - \$10 billion <input type="checkbox"/> \$10,000,000,001 - \$50 billion <input type="checkbox"/> More than \$50 billion
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20. How much do you estimate your liabilities to be?	<input type="checkbox"/> \$0 - \$50,000 <input checked="" type="checkbox"/> \$50,001 - \$100,000 <input type="checkbox"/> \$100,001 - \$500,000 <input type="checkbox"/> \$500,001 - \$1 million	<input type="checkbox"/> \$1,000,001 - \$10 million <input type="checkbox"/> \$10,000,001 - \$50 million <input type="checkbox"/> \$50,000,001 - \$100 million <input type="checkbox"/> \$100,000,001 - \$500 million	<input type="checkbox"/> \$500,000,001 - \$1 billion <input type="checkbox"/> \$1,000,000,001 - \$10 billion <input type="checkbox"/> \$10,000,000,001 - \$50 billion <input type="checkbox"/> More than \$50 billion
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Part 7: Sign Below**For you**

I have examined this petition, and I declare under penalty of perjury that the information provided is true and correct.

If I have chosen to file under Chapter 7, I am aware that I may proceed, if eligible, under Chapter 7, 11, 12, or 13 of title 11, United States Code. I understand the relief available under each chapter, and I choose to proceed under Chapter 7.

If no attorney represents me and I did not pay or agree to pay someone who is not an attorney to help me fill out this document, I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I understand making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

/s/ Xavia Nefertiti Dawson**Xavia Nefertiti Dawson**

Signature of Debtor 1

/s/ Desiree Yvonne McCrae**Desiree Yvonne McCrae**

Signature of Debtor 2

Executed on **March 27, 2020**
MM / DD / YYYYExecuted on **March 27, 2020**
MM / DD / YYYY

Debtor 1 **Xavia Nefertiti Dawson**
Debtor 2 **Desiree Yvonne McCrae**

Case number (if known) _____

For your attorney, if you are represented by one

If you are not represented by an attorney, you do not need to file this page.

I, the attorney for the debtor(s) named in this petition, declare that I have informed the debtor(s) about eligibility to proceed under Chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each chapter for which the person is eligible. I also certify that I have delivered to the debtor(s) the notice required by 11 U.S.C. § 342(b) and, in a case in which § 707(b)(4)(D) applies, certify that I have no knowledge after an inquiry that the information in the schedules filed with the petition is incorrect.

/s/ Angela N. Neiman

Signature of Attorney for Debtor

Date

March 27, 2020

MM / DD / YYYY

Angela N. Neiman 86371

Printed name

Main Street Law Offices

Firm name

1701 W. Main Street

Richmond, VA 23220

Number, Street, City, State & ZIP Code

Contact phone **804-355-1800**

Email address

angelamslaw@hotmail.com

86371 VA

Bar number & State

<div> <div>Case 2:17-cv-01701-KRH Doc 1 Filed 03/27/20 Entered 03/27/20 12:11:53 Desc Main Document Page 8 of 9</div> <div>Office of the US Trustee 701 E. Broad Street, Ste 4304 Richmond, VA 23219</div> </div>			<div> <div>CashNetUSA 3131 Mechanicsville Turnpike Richmond, VA 23223</div> </div>			<div> <div>Dawson, Xavia and Desiree - Germantown Emergency 19731 Germantown Rd Germantown, MD 20874</div> </div>		
<div> <div>Advance America 5642 Brook Road Richmond, VA 23227</div> </div>			<div> <div>CashNetUSA 175 W. Jackson, Suite 1000 Chicago, IL 60604</div> </div>			<div> <div>Great Eastern Resort Corp. 610 West Rio Rd Charlottesville, VA 22906</div> </div>		
<div> <div>Affiliate Asset Solutions LLC 145 Technology Pkwy NW Ste 100 Norcross, GA 30092-2913</div> </div>			<div> <div>Comcast Cable 8110 Corporate Drive 3rd Floor Nottingham, MD 21236</div> </div>			<div> <div>Henrico Doctor's Hospital Att: Legal Dept PO Box 13620 Richmond, VA 23225</div> </div>		
<div> <div>American Family Fitness 4200 InnFlake Drive Suite 104 Glen Allen, VA 23060</div> </div>			<div> <div>Comenity - Victoria's Secret PO Box 659728 San Antonio, TX 78265-9728</div> </div>			<div> <div>I C System, Inc PO Box 64378 Saint Paul, MN 55164</div> </div>		
<div> <div>American First Finance PO BOX 565848 Dallas, TX 75356</div> </div>			<div> <div>Dominion Virginia Power Post Office Box 26666 Claims Management Richmond, VA 23261</div> </div>			<div> <div>Linebarger Goggan Blair & Samp P.O. Box 3585 Houston, TX 77253</div> </div>		
<div> <div>AT&T 4200 International Pkwy Carrollton, TX 75007</div> </div>			<div> <div>East End Auto 3114 Williamsburg Rd Richmond, VA 23231</div> </div>			<div> <div>Loan Max 4266 James Madison Pkwy King George, VA 22485</div> </div>		
<div> <div>Atlantic Union Bank PO Box 940 Ruther Glen, VA 22546</div> </div>			<div> <div>Elephant Insurance PO Box 75658 Baltimore, MD 21275</div> </div>			<div> <div>MCV Hospitals Attn: Bankruptcy Dept. PO Box 980462 Richmond, VA 23298-0462</div> </div>		
<div> <div>Bank of America PO Box 15019 Wilmington, DE 19850</div> </div>			<div> <div>Elizabeth River Tunnels 700 Port Centre Pkwy, Ste 2B Portsmouth, VA 23704</div> </div>			<div> <div>Medicredit Inc PO Box 1629 Maryland Heights, MO 63043-0629</div> </div>		
<div> <div>Benuck & Rainey 25 Concord Rd Lee, NH 03861</div> </div>			<div> <div>First Virginia 7035 Staples Mill Road Henrico, VA 23228</div> </div>			<div> <div>Memorial Regional Medical 2000 Riveredge Pkwy Atlanta, GA 30328</div> </div>		
<div> <div>Capital One Attn: Bankruptcy Dept PO Box 30285 Salt Lake City, UT 84130</div> </div>			<div> <div>Gastrointestinal Specialists 2369 Staples Mill Rd., 2nd Fl. Richmond, VA 23230</div> </div>			<div> <div>Michael Wayne Investment Co. 2900 Sabre Street, Suite 75 Virginia Beach, VA 23452</div> </div>		

NC Financial 200 W Jackson Blvd Ste 2 Chicago, IL 60606	Rollingwood Apartments 6300 Pewter Avenue Richmond, VA 23224	Virginia Oral & Facial Surgery 11545A Nuckols Rd Glen Allen, VA 23059
OrthoVirginia PO Box 35725 Richmond, VA 23235	Shafer Law Frim 890 Market Street Meadville, PA 16335	Wachovia Bank PO Box 7558 Philadelphia, PA 19101-7558
Phoenix Financial Serv 8902 Otis Ave Indianapolis, IN 46216	Shiva Finance, LLC d/b/a Advance Financial 100 Oceanside Drive Nashville, TN 37204	Wells Fargo Bank Post Office Box 5943 Sioux Falls, SD 57117-5943
Physical Therapy Solutions 8201 Atlee Road #D Mechanicsville, VA 23116	Sprint ATTN: Bankruptcy Department PO Box 7949 Overland Park, KS 66207-0949	Zacharias Brothers Realty PO Box 26664 Richmond, VA 23261
Progressive Leasing 256 West Data Drive Draper, UT 84020	Suntrust Bank PO Box 85052 Richmond, VA 23285-5052	
Radiology Assoc. Of Richmond P.O. Box 79923 Baltimore, MD 21279	T-Mobile PO Box 742596 Cincinnati, OH 45274-2596	
Recievable Management 7206 Hull St Rd Suite 211 Richmond, VA 23235	Treehouse Apartments 5701 Pony Farm Drive Richmond, VA 23227	
Richard Knapp & Assoc. 2800 Patterson Ave #101 Richmond, VA 23221	United Consumers, Inc PO Box 4466 Woodbridge, VA 22194	
Richmond Redevpmt Housing Auth 901 Chamberlayne Parkway Richmond, VA 23220	US Dept. of Education PO Box 5202 Greenville, TX 75403-4169	